


Exp Mail. ER 742 111580 US

03-15-04

CPA/1790

61		<b>TRANSMITTAL LETTER</b> General - Patent Pending		Docket No.				
In Re Application Of: <b>MAR 12 2004</b> Ganz								
Serial No. 09/699,818		Filing Date 10/30/2000		Examiner Gordon, Brian R.				
				Group Art Unit 1743				
Title: <b>High Capacity Microarray Dispensing</b>								
<u>TO THE COMMISSIONER FOR PATENTS:</u>								
Transmitted herewith is:  A request for a continued prosecution application under Section 1.53(d) in response to the Office Action dated 11/13/2003 (plus \$617 fee), a request for a one month extension of time (plus \$55 fee), an amendment, and a certificate of mailing by "Express Mail" under 37 CFR 1.10.  Note: the \$617 fee and the \$55 fee are combined in one check for \$672.  in the above identified application.  <input type="checkbox"/> No additional fee is required. <input checked="" type="checkbox"/> A check in the amount of \$672.00 is attached. <input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. 200678 as described below.  <input type="checkbox"/> Charge the amount of <input checked="" type="checkbox"/> Credit any overpayment. <input checked="" type="checkbox"/> Charge any additional fee required.								
 Signature		Dated: 03/11/2004						
John R. Ross, III Regis. No. 43060 Ross Patent Law Office P.O. Box 2138 Del Mar, CA 92014 858-755-3122 FAX: 858-755-3122		<table border="1"><tr><td>I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</td></tr><tr><td>Signature of Person Mailing Correspondence</td></tr><tr><td>Typed or Printed Name of Person Mailing Correspondence</td></tr></table>				I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	Signature of Person Mailing Correspondence	Typed or Printed Name of Person Mailing Correspondence
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Signature of Person Mailing Correspondence								
Typed or Printed Name of Person Mailing Correspondence								
CC:								

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**Applicant(s): **Ganz**

Docket No.

Serial No.

**09/699,818**

Filing Date

**10/30/2000**

Examiner

**Gordon, Brian R.**

Group Art Unit

**1743**Invention: **High Capacity Microarray Dispensing**

I hereby certify that the following correspondence:

1) a request for a continued prosecution application, 2) an amendment, 3) a 1 month time extension request, 4) a check for \$672.00

*(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

03/12/2004*(Date)***John R. Ross, III***(Typed or Printed Name of Person Mailing Correspondence)*  
*(Signature of Person Mailing Correspondence)***ER 742 111 580 US***("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**

**CONTINUED PROSECUTION APPLICATION (CPA)  
REQUEST TRANSMITTAL (Small Entity)**

Submit an original, and a duplicate for fee processing.

(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))

Docket No.

☐ **DUPLICATE** (Check box if applicable)

First Named Inventor

Examiner

Group/Art Unit

Ganz

Gordon, Brian R.

1743

Address to:  
Mail Stop CPA  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

This is a request for filing a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number 09/699,818 filed on 10/30/2000 and entitled:

**High Capacity Microarray Dispensing**

1. ☐ Enter the unentered amendment previously filed on \_\_\_\_\_ under 37 CFR 1.116 in the prior nonprovisional application.
2. ☒ A preliminary amendment is enclosed.
3. ☐ This application is being filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
- a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

03/18/2004 AMONDAF1 00000073 09699818

01 FC:2006 385.00 OP  
02 FC:2201 43.00 OP  
03 FC:2202 189.00 OP

- b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent is enclosed.
5. ☐ Small Entity Status:
- a. ☐ A small entity statement is enclosed.
- b. ☐ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
6. ☐ The fee for this application is calculated as follows:

**CLAIMS AS FILED**

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	41	- 20 =	21	x \$9.00	\$189.00
Indep. Claims	4	- 3 =	1	x \$43.00	\$43.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
BASIC FEE					\$385.00
TOTAL FILING FEE					\$617.00

**CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Small Entity)**  
**(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))**

7. ☒ The Director is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 200678

- ☒ fees required under 37 C.F.R. 1.16.
- ☒ fees required under 37 C.F.R. 1.17.
- ☒ fees required under 37 C.F.R. 1.18.

8. ☒ A check in the amount of \$ 672.00 is enclosed.

9. ☐ An Information Disclosure Statement (IDS) is enclosed:

- a. ☐ PTO-1449
- b. ☐ Copies of IDS Citations

10. ☒ Also enclosed:

A request for a 1 month extension of time with fee of \$55.00.

11. ☐ The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below:

**CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Small Entity)**  
**(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))**

**NOTES**

**Submit an original, and a duplicate for fee processing.**

**FILING QUALIFICATIONS:** The prior application must be a nonprovisional application that is either: (1) complete as defined by 37 C.F.R. 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 USC 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

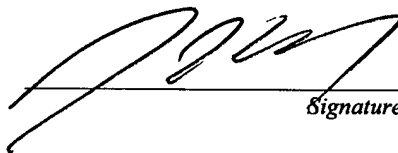
**C-I-P NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. 1.53(d), but must be filed under 37 C.F.R. 1.53(b).

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. 1.53(b) must be used to file a continuation, divisional or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the Applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or application in the file jacket.

**35 U.S.C. 120 STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 C.F.R. 1.78(a).

Dated: 03/11/2004



*Signature*

**John R. Ross, III**

*Typed or printed name*

**43060**

*Registration Number (if applicable)*

- ☐ Inventor(s)  
☐ Assignee of complete interest  
☒ Attorney or agent of record

cc: